I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: MAIL STOP AMENDMENT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE

DATE INDICATED BELOW

JUN 13 2006

PATENT <u>Mail Stop AMENDMENT</u>

IN THE UNITED STATES ATENT AND TRADEMARK OFFICE

In re:

Patent Application Of

Darwin J. Prockop et al.

Group Art Unit:

1633

Serial No.:

09/839,711

: Examiner:

Filed:

April 20, 2001

Robert M. Kelley

For:

STROMAL CELL USE

: Attorney Docket No.:

57616-5017US1

Mail Stop AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

AMENDMENT AND REPLY AS SUBMISSION UNDER 37 C.F.R. § 1.111

Sir:

In response to the non-final Office Action mailed February 10, 2006, the Examiner is respectfully requested to consider and enter the following amendments and remarks in the above-identified application. A separate petition and fee for a one month extension of time to and through **June 10, 2006** is filed herewith. No other fee is believed due for the filing of this response. Please charge any other fee that is due, and credit any overpayment, to deposit account no. 50-0573.

AMENDMENTS TO THE CLAIMS begin on page 2. REMARKS begin on page 6.